

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

RQ-2

Joanne Maust, Treasurer
Nevada State Democratic Party
2570 South Eastern Ave
Las Vegas, NV 89109

MAY 07 2003

Identification Number: C00208991

Reference: 30 Day Post General Report (10/17/02-11/25/02)

Dear Ms. Maust:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-The totals listed on Lines 11(c), 11(d), 12, 21(a)(ii), 21(c), 22, and 31, Column B of the Detailed Summary Page(s) appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written

NEVADA STATE DEMOCRATIC PARTY

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authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

The limitation on making coordinated expenditures on behalf of a House candidate for the 2002 general election is \$35910. Your reports, however, disclose coordinated expenditures made on behalf of Dario Herrera totaling \$53732, which appear to exceed the limitations under 2 U.S.C. §441a(d) (pertinent portions attached).

If any apparently excessive expenditure in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive coordinated expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

NEVADA STATE DEMOCRATIC PARTY

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Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive coordinated expenditures, prompt action in obtaining a refund will be taken into consideration.

-Your EVENT YEAR-TO-DATE calculations for Administrative/Voter Drive are incorrect. EVENT YEAR-TO-DATE totals for administrative and voter drive costs are derived by aggregating all disbursements during the calendar year for the whole Administrative/Voter Drive category, not by individual purpose such as "Utilities" or "Rent". Please amend your report by providing the correct Administrative/Voter Drive EVENT YEAR-TO-DATE totals.

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) B and H4 of your report to clarify the following description(s): "bonus", "field operating expenditures", and "office supplies". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-Please clarify all expenditures made for "Production/early vote mail piece", "Production early vote mail piece", "Production fee", "Production of early vote mail piece" and "Postage for early vote mail piece" on Schedule(s) H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E, or F supporting Lines 23, 24, or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

-Please clarify all expenditures for "voter registration" and/or "GOTV". If any of these activities referenced House or Senate candidates, they should be allocated accordingly, unless merely incidental to the overall activity. If a portion or all of these expenditures were made on behalf of federal candidates, they should be reported on Schedules B, E, or F for Lines 23, 24, or 25 of the Detailed Summary Page, as appropriate.

-Your report disclosed certain categories of financial activity that have been reflected on the wrong lines of the Detailed Summary Page. Receipts from non-affiliated committees and transfers from affiliated committees should

NEVADA STATE DEMOCRATIC PARTY

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be properly disclosed on a separate Schedule(s) A, supporting Line(s) 11(c) and 12 of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

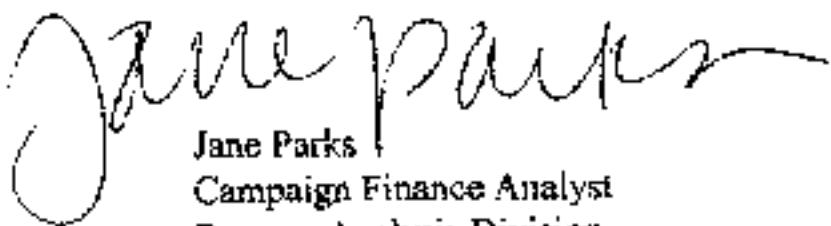
-Your report discloses a transfer(s) for "Trf. Non-fed. Portion/ oper. Exp." to the "NV State Demo-Non-Federal" which appears to be a non-federal account of your committee. 11 CFR §§106.5 and 106.6 prohibits a committee's federal account from reimbursing its non-federal account for shared allocable expenses. Also, the non-federal account is prohibited from paying the federal account's share of these expenses. These types of costs must be paid according to the allocation ratio derived from the appropriate method on Schedule H1.

If the transfer(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If your non-federal account has paid any expenditures which should have been allocated, you are advised to correct any non-compliance with 11 CFR §§106.5 and 106.6 and establish procedures to insure future compliance with allocation regulations.

Although the Commission may take further legal action regarding this improper allocation activity, your prompt action will be taken into consideration.

A response or amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Jane Parks
Campaign Finance Analyst
Reports Analysis Division

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 or each category of the
 Detailed Summary Page

 FOR LINE NUMBER: PAGE 10 / 73
 (check only one)

<input type="checkbox"/>	11a	<input type="checkbox"/>	11b	<input checked="" type="checkbox"/>	11c	<input type="checkbox"/>	12
<input type="checkbox"/>	13	<input type="checkbox"/>	14	<input type="checkbox"/>	15	<input type="checkbox"/>	16
							17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Nevada State Democratic Party

Full Name (Last, First, Middle Initial)

A. Berkley For Congress

Mailing Address

3080 Conquistador Ct.

City _____ State _____ Zip Code _____

Las Vegas NV 89131

 FEC ID number of contributing
 federal political committee.

Name of Employer

Occupation

Receipt For:

 Primary General
 Other (specify) *

Aggregate Year-to-Date *

3069.00

Date of Receipt

 M M D D Y Y Y Y
 03 20 2002

Amount of Each Receipt this Period

560.00

Transaction ID: SA11C.5542

Full Name (Last, First, Middle Initial)

B. Enterprise Rent-A-Car PAC

Mailing Address

690 Corporate Park Dr.

City _____ State _____ Zip Code _____

St. Louis MO 63101

 FEC ID number of contributing
 federal political committee.

C00219642

Date of Receipt

 M M D D Y Y Y Y
 02 22 2002

Amount of Each Receipt this Period

2500.00

Name of Employer

Occupation

Receipt For:

 Primary General
 Other (specify) *

Aggregate Year-to-Date *

2500.00

Transaction ID: SA11C.5537

Full Name (Last, First, Middle Initial)

C. Searchlight Leadership Fund

Mailing Address

818 Connecticut Avenue, N.W.

#1100

City _____ State _____ Zip Code _____

Washington DC 20006

 FEC ID number of contributing
 federal political committee.

C00327395

Date of Receipt

 M M D D Y Y Y Y
 02 01 2002

Amount of Each Receipt this Period

561.97

Name of Employer

Occupation

Receipt For:

 Primary General
 Other (specify) *

Aggregate Year-to-Date *

561.97

Transaction ID: SA11C.5498

3721.97

SUBTOTAL of Receipts This Page (optional) ►

TOTAL This Period (last page this line number only) ►

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 or each category of the
 Detailed Summary Page

FOR LINE NUMBER: PAGE 11/73

(check only one)

<input type="checkbox"/>	11e	<input type="checkbox"/>	11b	<input checked="" type="checkbox"/>	11c	<input type="checkbox"/>	12
<input type="checkbox"/>	13	<input type="checkbox"/>	14	<input type="checkbox"/>	15	<input type="checkbox"/>	16
							17

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 or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Nevada State Democratic Party

Full Name (Last, First, Middle Initial)

 A. Searchlight Leadership Fund

Mailing Address

818 Connecticut Avenue, N.W. #1100

 City Washington State DC Zip Code 20006

 FEC ID number of contributing
 Federal political committee.

C00327395

Date of Receipt

 M M I D S / Y Y Y Y
 03 01 2002

Amount of Each Receipt this Period

579.72

Name of Employer

Occupation

Receipt For:

 Aggregate Year-to-Date **Y**

 Primary General
 Other (specify) **Y**

1241.69

Transaction ID: SA11C.5538

B.

C.

 SUBTOTAL of Receipts This Page (optional) **579.72**

 TOTAL This Period (last page this box number only) **6810.59**

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 or each category of the
 Detailed Summary Page

FOR LINE NUMBER: PAGE 8 / 100

 (check only one)

<input type="checkbox"/>	11a	<input type="checkbox"/>	11b	<input type="checkbox"/>	11c	<input checked="" type="checkbox"/>	12
<input type="checkbox"/>	13	<input type="checkbox"/>	14	<input type="checkbox"/>	15	<input type="checkbox"/>	16
							17

 Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions
 or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (if full)

Nevada State Democratic Party

Full Name (Last, First, Middle Initial)

A. Searchlight Leadership Fund

Mailing Address

818 Connecticut Avenue, N.W. #1100

City State Zip Code

Washington DC 20006

 FEC ID number of contributing
 federal political committee.

Name of Employer Occupation

Receipt For: Aggregate Year-to-Date *

 Primary General
 Other (specify) ▼

Date of Receipt

 M M D D Y Y Y Y
 0 4 2 9 2 0 0 2

Amount of Each Receipt this Period

572.84

Offset to operating exp.

Transaction ID: SA12.5933

Full Name (Last, First, Middle Initial)

B. Searchlight Leadership Fund

Mailing Address

818 Connecticut Avenue, N.W. #1100

City State Zip Code

Washington DC 20006

 FEC ID number of contributing
 federal political committee.

Name of Employer Occupation

Receipt For: Aggregate Year-to-Date *

 Primary General
 Other (specify) ▼

Date of Receipt

 M M D D Y Y Y Y
 0 4 2 9 2 0 0 2

Amount of Each Receipt this Period

1090.46

Offset to operating exp.

Transaction ID: SA12.5934

C.

 SUBTOTAL of Receipts This Page (optional) ➤ 1663.30
 TOTAL This Period (last page this line number only) ➤ 7527.31

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 for each category of the
 Detailed Summary Page

 FOR LINE NUMBER: PAGE 12 / 215
 (check only one)

<input type="checkbox"/>	11a	<input type="checkbox"/>	11b	<input checked="" type="checkbox"/>	11c	<input type="checkbox"/>	12
<input type="checkbox"/>	13	<input type="checkbox"/>	14	<input type="checkbox"/>	15	<input type="checkbox"/>	16
							17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Nevada State Democratic Party

Full Name (Last, First, Middle Initial)

A. Berkley For Congress

Mailing Address

3069 Conquistas Ct.

City

Las Vegas

State

NV

Zip Code

89121

Date of Receipt

07 19 2002

Amount of Each Receipt this Period

6000.00

 FEC ID number of contributing
 federal political committee.

Name of Employer

Occupation

Excess campaign funds

Receipt For:

Aggregate Year-to-Date ▼

 Primary General
 Other (specify) ▼

10069.00

Transaction ID: SA11C.5503

Date of Receipt

09 03 2002

Amount of Each Receipt this Period

8000.00

Full Name (Last, First, Middle Initial)

B. Berkley For Congress

Mailing Address

3069 Conquistas Ct.

City

Las Vegas

State

NV

Zip Code

89121

 FEC ID number of contributing
 federal political committee.

Name of Employer

Occupation

Excess campaign funds

Receipt For:

Aggregate Year-to-Date ▼

 Primary General
 Other (specify) ▼

27069.00

Transaction ID: SA11C.5492

Date of Receipt

07 09 2002

Amount of Each Receipt this Period

5000.00

Full Name (Last, First, Middle Initial)

C. Sunbeamlight Leadership Fund

Mailing Address

818 Connecticut Avenue, N.W.

#100

City

Washington

State

DC

Zip Code

20008

 FEC ID number of contributing
 federal political committee.

Name of Employer

Occupation

FEC ID # C00327395

Receipt For:

Aggregate Year-to-Date ▼

 Primary General
 Other (specify) ▼

7904.99

Transaction ID: SA11C.5529

19000.00

SUBTOTAL of Receipts This Page (optional) ►

27000.00

TOTAL This Period (last page this line number only) ►

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 or each category of the
 Detailed Summary Page

FOR LINE NUMBER: PAGE 15 / 122

 11a 11b 11c 12
 13 14 15 16 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Nevada State Democratic Party

Full Name (Last, First, Middle Initial)			Date of Receipt
A. SEARCHLIGHT LEADERSHIP FUND			<input type="checkbox"/> M <input type="checkbox"/> W <input type="checkbox"/> T <input type="checkbox"/> F <input type="checkbox"/> S <input type="checkbox"/> Y <input type="checkbox"/> Y <input type="checkbox"/> Y <input type="checkbox"/> Y
Mailing Address			10 24 2002
818 CONNECTICUT AVENUE NW STE 1100			
City	State	Zip Code	Amount of Each Receipt this Period
WASHINGTON	DC	20009	2168.32
FEC ID number of contributing federal political committee.			C00327395
Name of Employer	Occupation	Operating exp./rent, phone	
Receipt For:	Aggregate Year-to-Date		
Primary General	12542.31		
Other (specify) ▼			
			Transaction ID: SA12.6316
Full Name (Last, First, Middle Initial)			Date of Receipt
B. SEARCHLIGHT LEADERSHIP FUND			<input type="checkbox"/> M <input type="checkbox"/> W <input type="checkbox"/> T <input type="checkbox"/> F <input type="checkbox"/> S <input type="checkbox"/> Y <input type="checkbox"/> Y <input type="checkbox"/> Y <input type="checkbox"/> Y
Mailing Address			11 13 2002
818 CONNECTICUT AVENUE NW STE 1100			
City	State	Zip Code	Amount of Each Receipt this Period
WASHINGTON	DC	20009	2108.50
FEC ID number of contributing federal political committee.			C00327395
Name of Employer	Occupation		
Receipt For:	Aggregate Year-to-Date		
Primary General	14660.81		
Other (specify) ▼			
			Transaction ID: SA12.6347

SUBTOTAL of Receipts This Page (optional) ► 4276.02

TOTAL This Period (last page this line number only) ► 9403.32

SCHEDULE F (FEC Form 3X)**ITEMIZED COORDINATED EXPENDITURES MADE BY
POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S)
ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE**

(2 U.S.C. §441a(d))

(To be used only by Political Committees in the General Election)

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FOR LINE 25 OF FORM 3X

NAME OF COMMITTEE (in Full)

Nevada State Democratic Party

Has your committee been designated to make
coordinated expenditures by a political party committee? YES NO

If YES, name the designating committee:

Nevada State Democratic Party

Full Name of Subordinate Committee

Mailing Address

City

State

ZIP Code

Full Name (Last, First, Middle Initial) of Each Payee

Perry, Schoen & Berland Assoc.

Mailing Address
245 East 92nd St.City
New YorkState
NYZIP Code
10128**Purpose of Expenditure**Tracking poll/interv-
iews w/votersIND
Category/
Type**Date**W M T D F S S
10 14 2002

Name of Federal Candidate Supported

Office Sought

U.S.

Senate

House

State: Nv

District: 03

Deputy:

Presidential

Aggregate General Election
Expenditure for this Candidate *

21500.00

Transaction ID: SF255916

21500.00

Amount

SUBTOTAL of Expenditures This Page (optional)	21500.00
TOTAL This Period (last page this line number only)	21500.00

SCHEDULE F (FEC Form 3X)**ITEMIZED COORDINATED EXPENDITURES MADE BY
POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S)
ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE**

(2 U.S.C. §441a(d)) (To be used only by Political Committees in the General Election)

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FOR LINE 25 OF FORM 3X

NAME OF COMMITTEE (In Full)

Nevada State Democratic Party

Has your committee been designated to make coordinated expenditures by a political party committee?

 YES NO**Full Name of Subordinate Committee**

If YES, name the designating committee:

Nevada State Democratic Party

Mailing Address

City

State

ZIP Code

San Francisco

CA

94137

Name of Federal Candidate Supported

Office Sought:

House

State:

NV

Senate

District:

01

Presidential

Purpose of Expenditure

Mail pieces for GOTV

IND
Category/
Type**Date**M M Y D D I T Y Y Y
10 11 2002

BERKLEY FOR CONGRESS

Amount

20285.00

Aggregate General Election
Expenditure for this Candidate ►

Transaction ID: SF25.6268

Full Name (Last, First, Middle Initial) of Each Payee

Messages Audience & Presentation, Inc.

Purpose of Expenditure

Hispanic radio buy

CAN
Category/
Type**Date**M M Y D D I T Y Y Y
10 11 24 2002Mailing Address
2400 South 4th St

City

State

ZIP Code

Austin

TX

78704

Name of Federal Candidate Supported

Office Sought:

House

State:

NV

DARIO HERRERA

Senate

District:

03

Presidential

Purpose of Expenditure

Media buy

CAN
Category/
Type**Date**M M Y D D I T Y Y Y
10 11 25 2002

Full Name (Last, First, Middle Initial) of Each Payee

Message Audience & Presentation, Inc.

Mailing Address
2400 South 4th St

City

State

ZIP Code

Austin

TX

78704

Name of Federal Candidate Supported

Office Sought:

House

State:

NV

DARIO HERRERA

Senate

District:

03

Presidential

Amount

57.50

Aggregate General Election
Expenditure for this Candidate ►

Transaction ID: SF25.6258

SUBTOTAL of Expenditures This Page (optional) ►

22822.50

TOTAL This Period (last page this line number only) ►

SCHEDULE F (FEC Form 3X)

**ITEMIZED COORDINATED EXPENDITURES MADE BY
POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S)
ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE**

(2 U.S.C. §441a(d))

(To be used only by Political Committees in the General Election)

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FOR LINE 25 OF FORM 1X

23038072526

202 = 0.23 + 0.5072 + 0.663250